THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.5765 of 2007

09.4.2007

Between:

P.Pitcheswara Rao, S/o.Laxmaiah
And others

… Petitioners

AND

The District Collector, Guntur District
And others

… Respondents

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ORDER:

All the petitioners claim to be the owners of various survey numbers situated at Yerrabalem of Nouluru Revenue village of Mangalagiri Mandal in Guntur District. They allege that they purchased small extents of lands under registered sale deeds from different persons. According to them, respondents without giving any notice orally asked them to vacate the land alleging that it is a Government land. Therefore, the present writ petition seeking a writ of Mandamus declaring the action of the respondents in trying to dispossess the petitioners as illegal and arbitrary and for a consequential direction not to interfere with their possession.

After getting instructions, learned Assistant Government Pleader for Revenue (General-A) submits that the petitioners are not in possessions of the land. Therefore, this Court is of considered opinion that unless and until proper enquiry is conducted in the matter, after giving notice to the petitioners, if the petitioners are still in possession of the property, their possession cannot be disturbed.

The writ petition, with the above observation, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

April 09, 2007.

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